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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/780,151
Filing Date	February 14, 2004
First Named Inventor	Jay C. Pershing <i>et al.</i>
Art Unit	1638
Examiner Name	Kubelik, Anne R.
Attorney Docket Number	MONS:155US

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**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	A8	us- 2003/0186813 A1	10/02/2003	Pershing <i>et al.</i>	
	A9	us- 2004/0063582 A1	04/01/2004	Johnson	
	A10	us- 2010/0022390 A1	01/28/2010	Cosgrove <i>et al.</i>	
	A11	us- 2010/0029725 A1	02/24/2010	Cosgrove <i>et al.</i>	
	A12	us- 4,766,203	08/23/1988	Kreig <i>et al.</i>	
	A13	us- 4,797,279	01/10/1989	Karamata <i>et al.</i>	
	A14	us- 4,910,016	03/20/1996	Gaertner <i>et al.</i>	
	A15	us- 5,696,144	12/09/1997	Royalty <i>et al.</i>	
	A16	us- 5,753,507	05/19/1998	Ohta <i>et al.</i>	
	A17	us- 5,876,739	03/02/1999	Turnblad <i>et al.</i>	
	A18	us- 5,877,012	03/02/1999	Estruch	
	A19	us- 5,990,395	11/23/1999	Plaisted <i>et al.</i>	
	A20	us- 6,060,594	05/09/2000	English <i>et al.</i>	
	A21	us- 6,063,597	05/16/2000	English <i>et al.</i>	
	A22	us- 7,001,869	02/21/2006	Johnson	
		US-			
		US-			
		US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> "Number" <sup>4</sup> "Kind Code" <sup>5</sup> (if known)				
	B2	WO 98/27218 A2	06/25/1998	Privalle <i>et al.</i>		
	B3	WO 99/35910 A2	07/22/1999	Lee <i>et al.</i>		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Application Number	10/780,151
Filing Date	February 17, 2004
First Named Inventor	Jay C. Pershing <i>et al.</i>
Art Unit	1638
Examiner Name	Kubelik, Anne R.
Attorney Docket Number	MONS:155US

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	C9	Agi <i>et al.</i> , "Arthropod management: efficacy of seed mixes of transgenic Bt and nontransgenic cotton against bollworm <i>Helicoverpa zea</i> boddie," <i>J. Cotton Sci.</i> , 5:74-80, 2001.	
	C10	Armstrong <i>et al.</i> , "Field evaluation of European corn borer in progeny of 173 transgenic corn event expressing an insecticidal protein from <i>Bacillus thuringiensis</i> ," <i>Crop Sci.</i> , 35(2):550-557, 1995.	
	C11	Bates <i>et al.</i> , "Insect resistance management in GM crops: past, present and future," <i>Nature Biotechnol.</i> , 23:57-62, 2005.	
	C12	Jansens <i>et al.</i> , "Transgenic corn expressing a Cry9C insecticidal protein from <i>Bacillus thuringiensis</i> protected from European corn borer damage," <i>Crop Sci.</i> , 37(5):1616-1624, 1997.	
	C13	Li <i>et al.</i> , "Effects of Bt cotton expressing Cry1ac and Cry2ab and non-Bt cotton on behavior, survival and development of <i>trichoplusia ni</i> (Lepidoptera: noctuidae)," <i>Crop Protect J.</i> , 25-940-948, 2006.	
	C14	Ramachandran <i>et al.</i> , "Intraspecific competition of an insect-resistant transgenic canola in seed mixtures," <i>Agron. J.</i> , 92:368-374, 2000.	
	C15	Tabashnik, "Delaying insect adaptation to transgenic plants: seedmixtures and refugia reconsidered," <i>Proc. Royal Soc. Lond. B</i> , 255(1342):7-12, 1994.	
	C16	Vaughn <i>et al.</i> , "A method of controlling corn rootworm feeding using a <i>Bacillus thuringiensis</i> protein expressed in transgenic maize," <i>Crop Sci.</i> , 45:931-938, 2005.	
	C17	Whalon <i>et al.</i> , "Bacillus thuringiensis: use and resistance management," In: <i>Insecticides with Novel Modes of Action: Mechanism and Application</i> , Ishaaya (Eds.), Springer, pp 106-137, Berlin, 1998.	
	C18	Office Action regarding U.S. Application No. 11/686,725, dated December 20, 2010.	
	C19	Office Action regarding U.S. Application No. 12/651,174, dated December 2, 2010.	

Examiner Signature		Date Considered	
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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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